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PATENT

Customer No. 22,852

Attorney Docket No. 06502.0111-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#11

In re Application of:

Ann M. Wollrath et al.

Serial No.: 09/082,960

Filed: May 22, 1998

For: SYSTEM AND METHOD FOR
FACILITATING DYNAMIC
LOADING OF "STUB"
INFORMATION TO ENABLE A
PROGRAM OPERATING IN ONE
ADDRESS SPACE TO INVOKE
PROCESSING OF A REMOTE
METHOD OR PROCEDURE IN
ANOTHER ADDRESS SPACE

)
)
) ATTN: Office of Petitions, Susan Ungar
)
) Group Art Unit: 2755
) Examiner: Sue Lao

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Commissioner for Patents and Trademarks
ATTN: Office of Petitions
Washington, DC 20231

Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
PURSUANT TO 37 C.F.R. 1.181(a)

The above-referenced application was filed on May 22, 1998, accompanied by a Revocation of Original Power of Attorney and Grant of New Power of Attorney (attached at Exhibit A). This document revoked the previous power of attorney to Richard A. Jordan and granted power of attorney to Finnegan, Henderson, Farabow, Garrett &

Dunner, L.L.P. Furthermore, this document requested that all correspondence regarding the application be sent to Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. at 1300 I Street, NW, Washington, DC, 20005-3315. A stamped postcard receipt (attached at Exhibit B) indicates that the Revocation of Original Power of Attorney and Grant of New Power of Attorney was received by the U.S. Patent and Trademark Office (USPTO).

According to the Examiner, a first Office Action was mailed on October 13, 2000 to Richard A. Jordan, 9 Standish Road, Wellesley, Massachusetts, 02181-5317, i.e., the prior attorney of record. However, neither the Applicants nor the attorney of record received the Office Action. When no response was received, the Examiner held that this case had been abandoned.

Through the attorney of record, Applicants filed a Status Inquiry on November 21, 2000 (attached at Exhibit C) that was received by the USPTO, as evidenced by a stamped postcard receipt (attached at Exhibit D). No response to the Status Inquiry was received. Applicants filed a Second Status Inquiry on November 8, 2001 (attached at Exhibit E). In response, the USPTO issued a Status Letter Reply (attached at Exhibit F), stating that a restriction/election requirement was mailed on October 13, 2000 and that the address of record is 9 Standish Road, Wellesley, Massachusetts, 02181.

In a subsequent telephone conference with the Examiner on December 17, 2001, Applicants first learned of the holding of abandonment. In that telephone conference, the Examiner confirmed that the file at the USPTO contained the Revocation of Original

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Fax 202.408.4400
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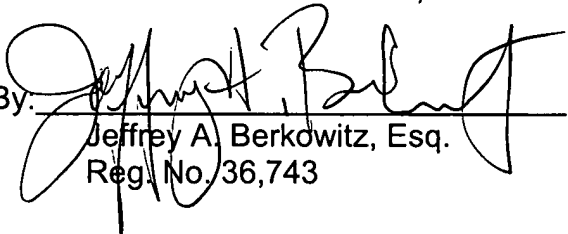
Power of Attorney and Grant of New Power of Attorney filed on May 22, 1998 but that the USPTO records had not been updated to reflect the new attorney and correspondence address.

Therefore, pursuant to 37 C.F.R. § 1.181(a), Applicants petition for the withdrawal of the holding of abandonment in this case and the re-mailing of the outstanding Office Action to the proper attorney of record, i.e., Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. at 1300 I Street, NW, Washington, DC, 20005-3315. This action is supported by M.P.E.P section 711.03(c)(II) which states that "an allegation that an Office action was never received may be considered in a petition to withdraw the holding of abandonment. If adequately supported, the Office may grant the petition to withdraw the holding of abandonment and remail the Office action."

If there are any other fees due in connection with the filing of this response, including any fees required for an extension of time under 37 CFR § 1.136, such an extension is requested, and the Commissioner is authorized to charge any related fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Jeffrey A. Berkowitz, Esq.
Reg. No. 36,743

Dated: January 15, 2002

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HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

EXHIBIT A

Sun Ref.: P3012C

PATENT
Attorney Docket No.: 6502.0111.01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ann M. WOLLRATH et al.

Serial No.: (Rule 1.53(b) of Appln.
Serial No. 08/636,706, filed
April 23, 1996)

Group Art Unit: Not Yet Assigned

Filed: Herewith

Examiner: Not Yet Assigned

For: SYSTEM AND METHOD FOR FACILITATING DYNAMIC LOADING OF "STUB"
INFORMATION TO ENABLE A PROGRAM OPERATING IN ONE ADDRESS
SPACE TO INVOKE PROCESSING OF A REMOTE METHOD OR PROCEDURE
IN ANOTHER ADDRESS SPACE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

**REVOCATION OF ORIGINAL POWER OF ATTORNEY
AND GRANT OF NEW POWER OF ATTORNEY**

Assignee hereby revokes the previous Power of Attorney in the above action to Richard A. Jordan and hereby grants their power of attorney to FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.; Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C.



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Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; Roger D. Taylor, Reg. No. 28,992; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Dirk D. Thomas, Reg. No. 32,600; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanhon Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; Michael L. Kiklis, Reg. No. 38,939; both jointly and separately as their attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and to receive the Letters Patent; and to SUN MICROSYSTEMS, INC.; Kenneth Olsen, Reg. No. 26,493; Matthew C. Rainey, Reg. No. 32,291; Erwin J. Basinski, Reg. No. 34,773; Timothy J. Crean, Reg. No. 37,116; Philip J. McKay, Reg. No. 38,966; Robert S. Hauser, Reg. No. 37,847; Patrick J.S. Inouye, Reg. No. 40,297; Joseph T. FitzGerald, Reg. No. 33,881; and Alexander E. Silverman, Reg. No. 37,940.

Please send all future correspondence concerning this application to Finnegan,
Henderson, Farabow, Garrett & Dunner, L.L.P. at the following address:

Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005-3315

Date: 5/11/98



Kenneth Olsen
Vice President, Intellectual Property
Sun Microsystems, Inc.

EXHIBIT B

PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

Inventors: Ann M. WOLLRATH et al.

Title: "System and Method for Facilitating Dynamic Loading of "Stub"
Information to Enable a Program Operating in One Address ..."

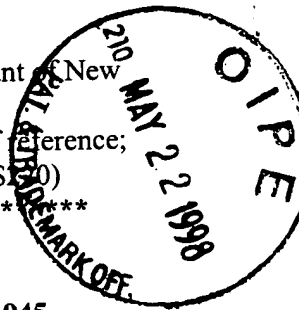
1. Rule 53(b) Continuation Transmittal of Application Serial No. 08/636,706, filed April 23, 1996) with complete copy of application as filed including Declaration and drawings;
2. Preliminary Amendment;
3. Executed Revocation of Original Power of Attorney and Grant of New Power of Attorney;
4. Information Disclosure Statement, Form PTO-1449, copy of reference;
5. Check for \$1,584 (add'l ind. claims: \$574, add'l claims fee: \$220)

Date: May 22, 1998

CASE REF: 06502.0011-01000

PLEASE RETURN PC TO MD 945

PHOTOGRAPHY



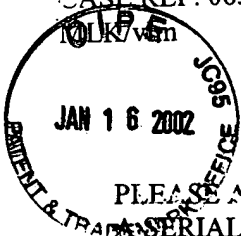
'Stub'
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ms fee:



PLEASE ACCORD THIS NEW U.S. PATENT APPLICATION
SERIAL NUMBER AND A FILING DATE

Title: "System and Method for Facilitating Dynamic Loading of "Stub"
Information to Enable a Program Operating in One Address ..."

Inventors: Ann M. WOLLRATH et al.

- Enclosed:
1. Rule 53(b) Continuation Transmittal of Application Serial No. 08/636,706, filed April 23, 1996) with complete copy of application as filed including Declaration and drawings;
 2. Preliminary Amendment;
 3. Executed Revocation of Original Power of Attorney and Grant of New Power of Attorney;
 4. Information Disclosure Statement, Form PTO-1449, copy of reference;
 5. Check for \$1,584 (add'l ind. claims: \$574, add'l claims fee: \$220)

FILING DATE: 09/082960
SERIAL NO.: 05/22/98

Date: May 22, 1998

Case Ref: 06502.0011-01000

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EXHIBIT D



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PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In re Application for: Ann M. WOLLRATH et al.
Serial No.: 09/082,960 Group Art Unit: 2755
Filed: May 22, 1998 Examiner: Not Assigned

Title: SYSTEM AND METHOD FOR FACILITATING
DYNAMIC LOADING OF "STUB" INFORMATION
TO ENABLE A PROGRAM OPERATING IN ONE
ADDRESS SPACE TO INVOKE PROCESSING
OF A REMOTE METHOD OR PROCEDURE IN
ANOTHER ADDRESS SPACE

1. Status Inquiry

CASE REF.: 06502.0111-01
JAB:EHA:laf

Date: November 21, 2000

PLEASE RETURN TO L. FORD - MD: 935



OK
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RS

EXHIBIT F



1 AB-EHA

STATUS LETTER RECEIVED



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UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Washington, D.C. 20231

FINNEGAN, HENDERSON,
FARABOW, GARRETT & DUNNER, L.L.P.

Serial Number: 09/082,960



Group Art Unit: 2151

Filing Date: 05/22/1998

Attorney Reference: 06502-01112

REQUESTER: Jeffrey A. Berkowitz

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() Attorney of Record

(x) Not of Record. Therefore, the following status information is being released to the following ATTORNEY OF RECORD: _____

() Not of Record. Unfortunately, the status information can not be released because the requestor is not of record. If the requester should be of record, please forward additional changes to the Power of Attorney to the Customer Service Office.

STATUS INFORMATION

() Action by the examiner

Expected date for action on this application

Month: _____ Year: _____ At this time, the average period between the filing date and issue of a first action on the merits for this art unit is: _____

(x) Other (explain) Restriction/Election Requirement was
mailed 10/13/2000. Contact the Examiner Alvin
Oberley (703-305-9716) for more information. Address of
Record is: 9 STANDISH ROAD, WELLESLEY, MA 02181

Barton
Customer Service Office
Technology Center 2100
(703) 306-5631 (voice)
(703) 746-7240 (fax)

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